

FORM PTO-1390 (REV. 07-2005)		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		EXPRESS MAIL NO. <b>EV642787620US</b>	ATTORNEY'S DOCKET NUMBER <b>34076/US/2</b>
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371				U.S. APPLICATION NO. (if known, see 37 CFR 1.5) <b>10/546139</b> To be Assigned	
INTERNATIONAL APPLICATION NO. <b>PCT/FR2004/000354</b>		INTERNATIONAL FILING DATE <b>February 17, 2004</b>		PRIORITY DATE CLAIMED <b>February 18, 2003</b>	
TITLE OF INVENTION <b>METHOD FOR THE PRODUCTION OF EVOLVED MICROORGANISMS WHICH PERMIT THE GENERATION OR MODIFICATION OF METABOLIC PATHWAYS</b>					
APPLICANT(S) FOR DO/EO/US <b>MICHEL CHATEAU, BENJAMIN GONZALEZ, ISABELLE MEYNIAL-SALLES, AND PHILIPPE SOUCAILLE</b>					
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:					
<ol style="list-style-type: none"> <li><input checked="" type="checkbox"/> This is a <b>FIRST</b> submission of items concerning a filing under 35 U.S.C. 371.</li> <li><input type="checkbox"/> This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a filing under 35 U.S.C. 371.</li> <li><input checked="" type="checkbox"/> This express request to begin national examination procedures (35 U.S.C. 371(f). The submission must include items (5), (6), (9) and (21) indicated below.</li> <li><input checked="" type="checkbox"/> The US has been elected (Article 31).</li> <li><input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)) <ol style="list-style-type: none"> <li><input checked="" type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau).</li> <li><input type="checkbox"/> has been transmitted by the International Bureau.</li> <li><input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).</li> </ol> </li> <li><input checked="" type="checkbox"/> An English translation of the International Application as filed (35 U.S.C. 371(c)(2)). <ol style="list-style-type: none"> <li><input checked="" type="checkbox"/> is attached hereto.</li> <li><input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4).</li> </ol> </li> <li><input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) <ol style="list-style-type: none"> <li><input type="checkbox"/> are attached hereto (required only if not transmitted by the International Bureau).</li> <li><input type="checkbox"/> had been communicated by the International Bureau.</li> <li><input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.</li> <li><input checked="" type="checkbox"/> have not been made and will not be made.</li> </ol> </li> <li><input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</li> <li><input type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).</li> <li><input type="checkbox"/> An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</li> </ol>					
<b>Items 11 to 20. below concern document(s) or information included:</b>					
<ol style="list-style-type: none"> <li><input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.</li> <li><input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included</li> <li><input checked="" type="checkbox"/> A preliminary amendment.</li> <li><input type="checkbox"/> An Application Data Sheet under 37 CFR 1.76.</li> <li><input type="checkbox"/> A substitute specification.</li> <li><input type="checkbox"/> A power of attorney and/or change of address letter.</li> <li><input checked="" type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821 – 1.825</li> <li><input type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4)</li> <li><input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).</li> <li><input checked="" type="checkbox"/> Other items or information: Page 77 of the application as filed, part of which was missing in the International Publication; Statement under 37 CFR 1.821(b); Copy of the International Preliminary Examination Report (PCT/IPEA/409); Copy of the International Search Report (PCT/ISA/210); Copy of the Request (PCT/RO/101); Copy of Form PCT/IB/308; Copy of Form PCT/IB/332; and Claim for Priority</li> </ol>					

U.S. APPLICATION NO. (IF KNOWN, SEE 37 CFR 1.5) <b>90/546139</b>		INTERNATIONAL APPLICATION NO. <b>PCT/FR2004/000354</b>		ATTORNEY'S DOCKET NUMBER <b>34076/US/2</b>	
21. The following fees have been submitted: <input checked="" type="checkbox"/> a) Basic national fee (37 CFR 1.492(a))..... <b>\$300.00</b>				<b>CALCULATIONS</b>	<b>PTO USE ONLY</b>
22. <input checked="" type="checkbox"/> Examination fee (37 CFR 492(c)) If the written opinion prepared by ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)--4)..... <b>\$0.00</b> All other situations..... <b>\$200.00</b>				<b>\$ 300.00</b>	
23. <input checked="" type="checkbox"/> Search fee (37 CFR 1.492(b)) If the written opinion of the ISA/US or US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)--4) <b>\$0.00</b> Search fee (37 CFR 1.445(a)(2) has been paid on the international application to the USPTO as an International Searching Authority..... <b>\$100.00</b> International Search Report prepared and provided to the Office ..... <b>\$400.00</b> All other situations ..... <b>\$500.00</b>				<b>\$ 200.00</b>	
<b>TOTAL OF 21, 22 and 23 =</b>				<b>\$ 900.00</b>	
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is <b>\$250</b> for each additional 50 sheets of paper or fraction thereof.					
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE		
- 100	/50 =		x <b>\$250.00</b>		
Surcharge of <b>\$130.00</b> for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				<b>\$</b>	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total claims	37 -20 =	17	x <b>\$50.00</b>	<b>\$850.00</b>	
Independent claims	1 -3 =	0	x <b>\$200.00</b>	<b>\$</b>	
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ <b>\$360.00</b>	<b>\$</b>	
<b>TOTAL OF ABOVE CALCULATIONS =</b>				<b>\$1750.00</b>	
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.				<b>\$875.00</b>	
<b>SUBTOTAL =</b>				<b>\$875.00</b>	
Processing fee of <b>\$130.00</b> for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				<b>\$</b>	
<b>TOTAL NATIONAL FEE =</b>				<b>\$875.00</b>	
Fee for recording the enclose assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). <b>\$40.00</b> per property				<b>\$</b>	
<b>TOTAL FEES ENCLOSED =</b>				<b>\$875.00</b>	
				<b>Amount to be refunded:</b>	<b>\$</b>
				<b>charged:</b>	<b>\$</b>

U.S. APPLICATION NO. (IF KNOWN, SEE 37 CFR 1.5) <div style="font-size: 1.5em; font-weight: bold; margin-top: 5px;">10/546139</div>	INTERNATIONAL APPLICATION NO. <div style="text-align: center; margin-top: 5px;">PCT/FR2004/000354</div>	ATTORNEY'S DOCKET NUMBER <div style="text-align: center; margin-top: 5px;">34076/US/2</div>						
<p>a <input checked="" type="checkbox"/> A check in the amount <u>\$875.00</u> to cover the above fees is enclosed. of</p> <p>b <input type="checkbox"/> Please charge my Deposit Account No. <u>50-2054</u> in the amount of \$_____ to cover the above fees. A duplicate copy of this sheet is enclosed.</p> <p>c <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>50-2054</u> A duplicate copy of this sheet is enclosed.</p> <p>d <input type="checkbox"/> Fees are to be charged to a credit card. <b>WARNING:</b> Information on this form may become public. <b>Credit card information should not be included on this form.</b> Provide credit card information and authorization on PTO-2038.</p> <p><b>NOTE: Where an appropriate time limit under 37 CFR 1.494 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.</b></p>								
<table style="width: 100%;"> <tr> <td style="width: 40%;">SEND ALL CORRESPONDENCE TO:</td> <td style="width: 60%;">CUSTOMER NUMBER <b>30873</b></td> </tr> </table>			SEND ALL CORRESPONDENCE TO:	CUSTOMER NUMBER <b>30873</b>				
SEND ALL CORRESPONDENCE TO:	CUSTOMER NUMBER <b>30873</b>							
<table style="width: 100%;"> <tr> <td style="width: 40%; vertical-align: top;"> <b>Janet M. MacLeod, Esq.</b>            Dorsey &amp; Whitney LLP            Intellectual Property Department            250 Park Avenue            New York, New York 10177         </td> <td style="width: 60%; vertical-align: top;"> <div style="border-bottom: 1px solid black; margin-bottom: 5px;"> </div> <table style="width: 100%;"> <tr> <td style="width: 70%;">Signature</td> <td style="width: 30%;">August 17, 2005</td> </tr> <tr> <td>Janet M. MacLeod</td> <td>Date</td> </tr> </table> <div style="margin-top: 10px;">             Name  <b>35,263</b>              Registration Number           </div> </td> </tr> </table>			<b>Janet M. MacLeod, Esq.</b> Dorsey & Whitney LLP Intellectual Property Department 250 Park Avenue New York, New York 10177	<div style="border-bottom: 1px solid black; margin-bottom: 5px;"> </div> <table style="width: 100%;"> <tr> <td style="width: 70%;">Signature</td> <td style="width: 30%;">August 17, 2005</td> </tr> <tr> <td>Janet M. MacLeod</td> <td>Date</td> </tr> </table> <div style="margin-top: 10px;">             Name  <b>35,263</b>              Registration Number           </div>	Signature	August 17, 2005	Janet M. MacLeod	Date
<b>Janet M. MacLeod, Esq.</b> Dorsey & Whitney LLP Intellectual Property Department 250 Park Avenue New York, New York 10177	<div style="border-bottom: 1px solid black; margin-bottom: 5px;"> </div> <table style="width: 100%;"> <tr> <td style="width: 70%;">Signature</td> <td style="width: 30%;">August 17, 2005</td> </tr> <tr> <td>Janet M. MacLeod</td> <td>Date</td> </tr> </table> <div style="margin-top: 10px;">             Name  <b>35,263</b>              Registration Number           </div>	Signature	August 17, 2005	Janet M. MacLeod	Date			
Signature	August 17, 2005							
Janet M. MacLeod	Date							